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TELECOPIER NO.: (704) 375-0729

DATE: March 24, 1999

TO: Examiner Andy Falik

RE: Our File No. 1267/13; U.S. Serial No. 08/977,915; Patent Application for "AIR DISTRIBUTOR ASSEMBLY AND PROCESS FOR AIR CONDITIONING A TEXTILE MACHINE USING A DISPLACEMENT TYPE AIR FLOW SYSTEM"

CONFIRMATION TO FOLLOW: YES        NO XX

TELECOPIER NO.: 703/305-3580

NUMBER OF PAGES: Cover + 8

FROM: Jeffrey J. Schwartz

MESSAGE: Attached is a copy of the response which we originally mailed to the United States Patent and Trademark Office on March 12, 1999. Also attached is a copy of the return postcard showing receipt of our Response by the Patent Office on March 15, 1999. If you need any other information, please call me at (704) 375-9249.

Our telecopier is a Sharp FO-5600. If any problems in transmission occur, please contact: Michelle Hunter at (704) 375-9249.

CONFIDENTIALITY NOTICE

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ATTN: Box Non-Fee  
Assistant Commissioner for Parents  
Washington, DC 20231

Date 03/12/99  
Docket No. 1267/13  
Serial No. 08/977,915  
Applicant: Verner  
(Luwa Bahnson)

Please confirm receipt of the document(s) checked below by applying your date stamp (and Serial No.) and returning this postcard to us:

**PATENT Application: specifications, claims & abstract**  
Type of Pat: Reg. 1.53(b)(cont.)  **Design**  **Plant**  **PCT (Nat'l Int'l)**  
1.53(d) CPA

Power of Atty/Declaration **P E**  Req. for Ext. of Time  
 Infl. Dwgs. Sheets  IDS/Inf. Disc. Stmt.  **PTO Form 1449**  
 Verified Statement  Terminal Disclaimer  
 Assign. Cover Sheet **MAR 1 5 2000**  Terminal Dwgs. Sheets  
 Assign. & Fee of \$40.00 **PTO Form 1449B (Issue Fee)**  
 Transmittal Letter  Preliminary Amendment  
 Filing Fee of \$  Main. Fee Trans. yrs.  
 Submission of Documents  Fee of \$  Cert. of Express Mail  
 Response to Office Action dated 102/12/99  Express Mail No.:  
 Other (describe): Supplemental Declaration

JJS:mh

# COPY

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: VERNER

SERIAL NO.: 08/977,915 ART UNIT: 3741

FILED: November 25, 1997 EXAMINER: Falik, A.

FOR: AIR DISTRIBUTOR ASSEMBLY AND PROCESS FOR AIR CONDITIONING A TEXTILE MACHINE USING A DISPLACEMENT TYPE AIR FLOW SYSTEM

Assistant Commissioner for Patents  
Washington, D.C. 20231

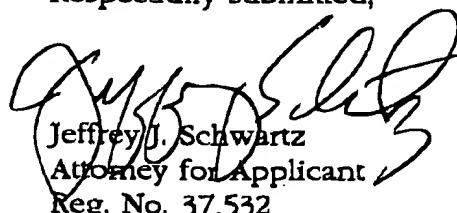
**SUBMISSION OF DOCUMENTS**

Sir:

Enclosed please find a Response to be filed in the United States Patent and Trademark Office in the above-referenced patent application. If the accompanying paper is received after any applicable due date, Petition for Extension of Time under 37 C.F.R. §1.136 is hereby made.

If there are any fees due in connection with this matter, please charge Applicant's Deposit Account No. 01-0265. A duplicate of this paper is being submitted for this purpose.

Respectfully submitted,



Jeffrey J. Schwartz  
Attorney for Applicant  
Reg. No. 37,532

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CHARLOTTE, NORTH CAROLINA 28282  
TEL: (704) 375-9249/Our File No. 1267/13

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: BOX NON-PEE, Assistant Commissioner for Patents, Washington, DC 20231, on March 12, 1999.

T. Michelle Hunter March 12, 1999  
T. Michelle Hunter Date of Signature

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Verner

SERIAL NO: 08/977,915 ART UNIT: 3741

FILED: November 25, 1997 EXAMINER: Falik, A.

FOR: AIR DISTRIBUTOR ASSEMBLY AND PROCESS FOR AIR CONDITIONING A TEXTILE MACHINE USING A DISPLACEMENT TYPE AIR FLOW SYSTEM

## RESPONSE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is responsive to the Examiner's Office Action dated February 12, 1999.

## AMENDMENTS

In the Reissue Claims:

Please replace new claim 21 with the following:

21. A process for air conditioning a textile machine, comprising the steps of:

(a) generating a conditioning air stream;

(b) directing the conditioning air stream to an air distributor assembly including a plurality of spaced-apart air distribution components;

(c) moving the conditioning air stream through the air distributor assembly in

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T. Michelle Hunter  
T. Michelle Hunter

March 12, 1999  
Date of Signature

U.S. Serial No.: 08/977,915

Applicant: VERNER

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stages defined by the air distribution components so as to form a displacement-type flow, the displacement-type flow being a non-turbulent, uniform flow over a cross-sectional profile of the flow; and

(d) distributing the displacement-type flow outwardly from the air distributor assembly towards the textile machine.

#### REMARKS

New claims 20-23 of the reissue application are pending. Claim 21 has been rejected under 35 U.S.C. §112, second paragraph, as a result of a minor formal matter. Specifically, the word "the" was inadvertently omitted before "air distributor" in section (d) of this claim. This error arose without any deceptive intent on the part of the applicant or its representative. New claim 21 has been rewritten above, as required by M.P.E.P. §1453, to correct this matter. In addition, a supplemental declaration signed by all named inventors of the original patent is attached. If further amendment or formal requirements are necessary for allowance of this case, the examiner is respectfully requested to contact the undersigned by telephone to expedite matters.

For all of the reasons discussed above, Applicant submits that all of the claims in the case are now in condition for allowance. Such action is therefore requested at an early date.

U.S. Serial No.: 08/977,915

Applicant: VERNER

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Respectfully submitted,



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Attorney for Applicant  
Registration No. 37,532

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PATENT NO.: 5,472,018

ISSUE DATE: December 5, 1995

INVENTOR: Verner et al.

ASSIGNEE: Luwa AG

SERIAL NO.: 08/050,432

FILING DATE: August 18, 1993

PRIMARY EXAMINER: Falik, A.

TITLE: AIR DISTRIBUTOR ASSEMBLY AND PROCESS FOR AIR CONDITIONING A TEXTILE MACHINE USING A DISPLACEMENT-TYPE AIR FLOW STREAM

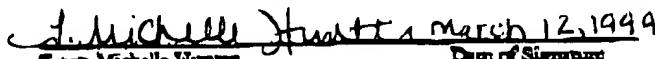
SUPPLEMENTAL DECLARATIONAssistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

As below named co-inventors, we hereby declare that:

The residence, post office address and citizenship are as stated below next to the name of each inventor.

We believe that we are the original, first and only inventors of the subject matter which is claimed and for which a reissued patent is sought on the invention entitled "Air Distributor

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to BOX NON - FEE, Assistant Commissioner for Patents, Washington, DC 20231, on March 12, 1999.  
Tonya Michelle Hunter March 12, 1999  
Date of Signature

U.S. Serial No.: 08/977,915  
Applicant: VERNER  
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Assembly and Process For Air Conditioning A Textile Machine Using A Displacement-Type Air Flow Stream" the specification of which is attached hereto in the form specified under 37 C.F.R. §1.173.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims of the original patent, the new claims presented in the reissue application, and the amendment to new claim 21 contained in the present response. We further acknowledge the duty to disclose to the Patent and Trademark Office all information known to us to be material to patentability as defined in 37 C.F.R. §1.56.

Every error in the patent which was corrected in the present reissue application, and is not covered by the prior declaration submitted in this application, arose without any deceptive intention on the part of the applicant. Specifically, we declare that the word "the" was inadvertently omitted before "air distributor" in section (d) of new claim 21.

We hereby declare that all statements made hereby of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(OPT)

U.S. Serial No.: 08/977,915

Applicant: VERNER

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Pavel VERNER

Full name of first inventor

~~P. Verner~~ Pavel *Verner*

Inventor's signature

Post Office Address

*S. H. BOLLIER*

Walter BOLLIER

Full name of second inventor \*

Inventor's signature

Post Office Address

Luwa AG

Assignee's signature

D. Mettner

R.J. Freiheit

Respectfully submitted,

Swiss

Citizenship

Uster, March 8, 1999

Date

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Swiss

Citizenship

Uster, March 8, 1999

Date

Im Stieg 4  
CH-8134 Adliswil

Residence Address

Uster, March 8, 1999

Date